

USPTO
RECEIPTS ACCOUNTING
DIVISION

2011 DEC 14 PM 3:27

Attorney Docket No. 29610/CDT935
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:

Wells et al.

Patent No. 7,012,378

Confirmation No.: 7320

Issued: March 14, 2006

Group Art Unit: 1633

For: PROGRAMMABLE CURRENT SOURCE AND
METHODS OF USE

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS AND
REQUEST FOR CORRECTION OF ERROR IN SMALL ENTITY STATUS MADE
IN GOOD FAITH UNDER 37 C.F.R. 1.28(c)-(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Following up on the statement of assertion filed with the Patent Office on August 12, 2009 (copy attached), Patentee hereby again notifies the Patent Office that the above-identified patent is not entitled to small entity status.

The 3.5 year Maintenance Fee was paid on September 14, 2009 in error at a small entity rate by the Patentee's annuity service, presumptively, because the annuity service paid the 3.5 year Maintenance Fee based upon the entity status of record at the Patent Office at the time of payment. As a result, it is respectfully submitted that the 3.5 year Maintenance Fee was mistakenly paid in good faith at the small entity rate.

The Patentee respectfully requests that the Commissioner excuse this error based upon compliance with the submission and itemization requirements under 37 C.F.R. 1.28(c) as follows:

12/19/2011 DALLEN 00000019 132855 7012378
01 FC:1599 640.00 DA

Fee Description	Current Official Fee	Fee Paid	Deficiency Due
Date: September 14, 2009			
3.5 Year Maintenance Fee	\$1130.00	\$490.00	\$640.00
Total			\$640.00

This communication is accompanied by payment of **\$640.00** to cover the calculated deficiency. The Commissioner is hereby authorized to charge any additional fees that may be due with this paper to Marshall, Gerstein & Borun's Deposit Account No. 13-2855, under Order No. 29610/CDT935.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

Dated: December 8, 2011

By: /Andrew M. Lawrence/
Andrew M. Lawrence, Reg. No. 46,130
233 South Wacker Drive
6300 Suite, Willis Tower
Chicago, Illinois 60606-6402
(312)474-6300
Attorney for Patentee